

Applicant : Carl L. Sisemore  
Serial No. : 10/657,486  
Filed : September 8, 2003  
Page : 3 of 4

Attorney Docket No.: Navy Case 84628

## REMARKS

Claims 1 and 2 are pending in this application. By this Amendment, claims 1 and 2 are amended. No new matter is added by any of these amendments.

### I. Telephone Interview Record

Applicant appreciates the courtesies extended to Applicant's representative by Examiner Thornwell during the January 9, 2007 telephone interview. In accordance with MPEP §713.04, the reasons presented at the interview as warranting favorable action are incorporated in the remarks below and constitute Applicant's record of the interview.

### II. Entry of the Amendment

Entry of this amendment is proper under 37 CFR §1.116 because the amendments: a) do not raise any new issues requiring further search or consideration; and b) address formal requirements of the Final Rejection and preceding Office Action. Applicant respectfully requests entry of the Amendment in order to render the application acceptable for filing a Request for Statutory Invention Registration (SIR) under 35 U.S.C. §157.

### III. Objection to the Claims

The Final Office Action objects to claim 1 for minor informalities. Applicant amends claim 1 to obviate the objection. Withdrawal of the objection is respectfully requested.

### IV. Indefiniteness Rejection under 35 U.S.C. §112 ¶2

The Final Office Action rejects claims 1 and 2 as being allegedly indefinite under 35 U.S.C. §112, second paragraph. Applicant amends claims 1 and 2 to obviate the rejection. In particular, the terms identified in the Final Office Action have been deleted or replaced to comply with 37 CFR §1.293(b)(3). Withdrawal of the indefiniteness rejection is respectfully requested.

### V. Anticipatory Rejection under 35 U.S.C. §102

The Final Office Action rejects claims 1 and 2 as being allegedly anticipated under 35 U.S.C. §102(b) over by ShipConstructor ShipCAM by Albacore Research Ltd.

Applicant : Carl L. Sisemore  
Serial No. : 10/657,486  
Filed : September 8, 2003  
Page : 4 of 4

Attorney Docket No.: Navy Case 84628

Applicant submitted the reasons for traversing the rejection in the September 20, 2006 Amendment. Applicant offers no further petition to withdraw the §102 rejection.

**VI. Conclusion**

Favorable reconsideration and entry of the Amendment are earnestly solicited. Should the Examiner believe that anything further is desirable in order to place this application in even better condition for an SIR, the Examiner is invited to contact Applicant's undersigned representative at the telephone number listed below.

Respectfully submitted,



Gerhard W. Thielman  
Registration No. 43,186

Date: January 10, 2007

DEPARTMENT OF THE NAVY  
Naval Surface Warfare Center – Dahlgren Division  
Office of Counsel – Code XDC1  
17320 Dahlgren Road  
Dahlgren, Virginia 22448-5100  
Telephone: (540) 653-8061 Customer No. 23501

DEPOSIT ACCOUNT USE AUTHORIZATION Please grant any extension necessary for entry; Charge any fee due to our Deposit Account No. 50-0967
--